

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, FEBRUARY 29, 2012
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

Ruthanne Miller, Chairperson

Members:

**Nick Alberti, Donald Brooks, Herman Jones, Calvin Nophlin, Mike Silverstein
and Jeannette Mobley**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00426

Omni Hotel Management Corp, t/a The Shoreham Hotel

2500 Calvert Street NW

License #13816

Retailer CH

ANC 3C

Failed to File Quarterly Statements

**Disposition: Licensee failed to appear. The Board scheduled the Show Cause
Hearing on April 11, 2012 at 3:30 pm.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00437

Medium Rare Cleveland Park, LLC, t/a Medium Rare

3500 Connecticut Ave NW

License #86295

Retailer CR

ANC 3C

Failed to File Quarterly Statements

**Disposition: The Board scheduled the Show Cause Hearing on March 28, 2012
at 3:30 pm.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00428

Latsca, Inc., La Tasca
722 7th Street NW
License #60735
Retailer CR
ANC 2C

Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$750 to be paid on February 29, 2012, 6-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CC-00073

Shitu, Inc., t/a Gee's Market
3583 Warder Street NW
License #83125
Retailer B
ANC 1A

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: Licensee failed to appear. The Board scheduled the Show Cause Hearing on April 11, 2012 at 1:30 pm.

Board's Calendar
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Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00442

Taj Mahal Enterprises, Ltd, t/a Fiesta Restaurant and Lounge
1327 Connecticut Ave NW
License #882
Retailer CR
ANC 2B

Failed to File Quarterly Statements

Disposition: Licensee failed to appear. The Board scheduled the Show Cause Hearing on April 11, 2012 at 11:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00419

Harvest Moon, Inc., t/a Equinox
818 Connecticut Ave NW
License #26656
Retailer CR
ANC 2B

Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$1,000 to be paid on February 29, 2012, 7-0.

Board's Calendar
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Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00425
Pangean Investment Group, LLC, t/a 19th
1919 Pennsylvania Ave NW
License #78475
Retailer CR
ANC 2B
Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$1,500 to be paid within 60 days, 7-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00206
Lucky Strike Washington, DC, LLC, t/a Lucky Strike
701 7th Street NW
License #73809
Retailer CN
ANC 2C
Failed to Follow Security Plan

Disposition: The Board accepted an Offer in Compromise: \$1,000 to be paid within 30 days, 7-0.

Board's Calendar
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Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00270

The Public Group, LLC, t/a Public Bar
1214 18th Street NW
License #81238
Retailer CT
ANC 2B

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose

Disposition: The Board accepted an Offer in Compromise: \$1,500 to be paid on February 29, 2012, 7-0.

Show Cause Hearing (Status)

9:30 AM

Case #s, 11-CMP-00221, 11-CMP-00334 and 11-CMP-00336

Carnival, Inc., t/a Sunset Liquors
1627 First Street NW
License #60657
Retailer A
ANC 5C

Violations of Voluntary Agreement, Failed to Post Correct Lettering on the Front Window or Front Door, Sold Go-Cups

Disposition: Licensee failed to appear. The Board scheduled the Show Cause Hearing on April 4, 2012 at 11:00 am.

Show Cause Hearing

10:00 AM

Case # 11-251-00122

Bud and Papa, Inc., t/a Layla Lounge
501 Morse Street NE
License #79238
Retailer CT
ANC 5C

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Violation of Voluntary Agreement

Disposition: The Board accepted an Offer in Compromise: \$3,000 to be paid within 60 days; 2 days of suspension stayed; submit a revised security plan within 14 days, 7-0.

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Protest Hearing

1:30 PM

Case # 11-PRO-00057

Ng Shu Kwan, t/a Chinatown Market

521 H Street NW

License #19616

Retailer B

ANC 6C

Renewal Application

Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, FEBRUARY 29, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Manager's Application for Marta M. Chapman.**
Decision: Fact Finding, 5-1 (Alberti).
2. Review of Manager's Application for Alyssa Hotz.**
Decision: Approved, 6-0.
3. Review of Change of Hours Application to change Hours of Entertainment. ***Current Hours of Entertainment:*** Thursday 7:30pm-10:30pm, and Friday 7:30pm-11pm. ***Proposed Hours of Entertainment:*** Friday and Saturday 7:30pm-11pm. Pending investigative matter. No outstanding citations/fines. No voluntary agreement. ANC 1B. ***Sala Thai***, 1301 U Street NW Retailer CR, Lic.#: 71866.*
Decision: Approved, 6-0.
4. Review of Entertainment Endorsement Application to add entertainment. ***Current Hours of Operation and Hours of Sales/Service:*** Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday and Saturday 6pm-3am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 3C. ***District 2 Bar & Grille***, 3228 Wisconsin Avenue NW Retailer CT, Lic.#: 77455.*
Decision: Approved, 6-0.
5. Review of Application for Safekeeping due to loss of lease. ANC 1B. ***Little Ethiopia***, 1924 9th Street NW Retailer CR, Lic.#: 80135.
Decision: Approved for six months, 6-0.
6. Review of Application for Safekeeping due to lease termination and request from licensee to waive late fees for nonpayment of September 2011 2nd Year Payment due to loss of lease in September 2011. ANC 2F. ***FunXion***, 1309 F Street NW Retailer CT, Lic.#: 82038.
Decision: Approved safekeeping for 6 months; denied waiver of late fees, 6-0.

7. Review of Change of Hours Application to add Sunday Hours of Operation and Sunday Hours of Sales/Service and Sunday Hours of Entertainment. ***Current Sunday Hours of Operation and Sunday Hours of Sales/Service and Sunday Hours of Entertainment:*** Closed. ***Proposed Sunday Hours of Operation and Sunday Hours of Sales/Service:*** Sunday 10am-2am. ***Proposed Sunday Hours of Entertainment:*** Sunday 6pm-2am. Pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. ***Café Citron***, 1343 Connecticut Avenue NW Retailer CR, Lic.#: 60138.*
Decision: Placard, 6-0.
8. Review of request from Michael J. Froelich on behalf of Licensee to extend safekeeping for an additional six months to allow for completion of reconstruction. ANC 2E. ***Farmers & Fishers***, 3000 K Street NW Retailer CR, Lic.#: 74934.
Decision: Approved for 6 additional months, 6-0.
9. Review of letter from Stephen O'Brien on behalf of Licensee requesting approval that invoices for alcoholic beverages purchased by the Licensee from District of Columbia wholesalers be paid by checks drawn on accounts designated "Daily Grill" or "Grill Concepts" (another license-holder contracted by the Licensee to provide food and beverage services at the hotel). Pending investigative matter. No outstanding citations/fines. ANC 2E. ***Georgetown Inn***, 1310 Wisconsin Avenue NW Retailer CH, Lic.#: 88198.
Decision: Approved, 6-0.
10. Review of letter, dated February 10, 2012, from ANC 3B regarding the renewal of the Glover Park Liquor License Moratorium. ANC 3B requests that the Board renew the Moratorium which expires in April and amend it to change the cap from 12 to 14 Retailer Class CRs.
Decision: Public Moratorium Hearing scheduled for March 21, 2012 at 11:00 am.
11. Review of various correspondence, dated February 11, 2012, opposing the renewal of the Glover Park Liquor License Moratorium. The correspondence is from an ANC Commissioner and individual residents.
Decision: Public Moratorium Hearing scheduled for March 21, 2012 at 11:00 am.
12. Review of letter, dated February 16, 2012, from ANC 1B requesting reinstatement to the All Souls Protest on the basis that Commissioner Myla Moss was unable to attend due to a professional emergency. The Applicant supports this request. ***All Souls***, 725 T Street NW Retailer CT, Lic.#: 88179.*
Decision: Denied, 5-1 (Miller).
13. Review of letter, dated February 8, 2012, requesting reinstatement of Alabama Convenience's application on the basis that Elisa Om was unable to attend the Protest Status Hearing due to an illness. ***Alabama Convenience***, 2209 Alabama Avenue SE Retailer B, Lic.#: 80896.*
Decision: Approved, 3-2 (Mobley, Alberti). Abstention (Silverstein).

14. Review of letter, dated February 10, 2012, from Thomas Knott requesting Off Premise Storage for the Black Squirrel. Invoices will be kept at his home address at 3841 Beecher Street, NW, Washington, DC. **Black Squirrel**, 2427 18th Street NW Retailer CR, Lic.#: 78091.

Decision: Approved, 6-0.

15. Review of Petition for Reconsideration, dated January 23, 2012, from Matthew LeFande for Sanctuary 21. **Sanctuary 21**, 2131 K Street NW Retailer CN, Lic.#: 83267.*

Decision: Denied, 4-0. Abstention (Mobley, Miller).

16. Review of ANC 2A's Opposition to Applicant's Petition for Reconsideration, dated January 17, 2012, from Richard Aguglia. **Sanctuary 21**, 2131 K Street NW Retailer CN, Lic.#: 83267.*

Decision: Petition for Reconsideration denied above.

17. Review of letter, dated February 14, 2012, from Chris Labas stating that the Group of Five adopts ANC 2A's Opposition to Applicant's Petition for Reconsideration. **Sanctuary 21**, 2131 K Street NW Retailer CN, Lic.#: 83267.*

Decision: Petition for Reconsideration denied above.

18. Review of Amendment to the Voluntary Agreement, dated February 13, 2012, between Station 4 and ANC 6D. **Station 4**, 1101 4th Street SW Retailer CR, Lic.#: 86192.*

Decision: Approved, 6-0.

19. Review of Voluntary Agreement, dated February 14, 2012, between 7th & L Street Market and ANC 6B. **7th & L Street Market**, 700 L Street SE Retailer B, Lic.#: 60537.*

Decision: Approved with modification to Section 3, 6-0.

20. Review of Voluntary Agreement, dated February 14, 2012, between Marvelous Market and ANC 6B. **Marvelous Market**, 301 7th Street SE Retailer B, Lic.#: 75434.*

Decision: Approved with modification to Section 4, 6-0.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
SUPPLEMENTAL AGENDA**

**WEDNESDAY, FEBRUARY 29, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of request from Licensee for approval of a Stipulated License and letter of support from ANC 6A. *Souk Restaurant*, 1208 H Street NE Retailer CT, Lic.#: 88675.*
Decision: Fact Finding, 6-0.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
LICENSE CANCELLATION**

**WEDNESDAY, FEBRUARY 29, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The Board is requested to approve the following license cancellations for the reasons outlined below.

ABRA – 022929 – **Lucky Lincoln House Restaurant** – CR – 504 10th Street, NW. [Request for cancellation received.]

Decision: Cancelled, 6-0.

ABRA – 078857 – **Sake Club** – CR – 1400 Irving Street, NW. [This license is a 405.1. No payment or activity on license since 2008. Location currently occupied by new license-holder. Licensing Division provided written notice to Licensee on January 27, 2012, with no subsequent response.]

Decision: Cancelled, 6-0.

ABRA – 076293 – **La Pata Negra** – CR – 1612 14th Street, NW. [This license is a 405.1. No payment or activity on license since 2009. Location currently occupied by new license-holder. Licensing Division provided written notice to Licensee on January 27, 2012, with no subsequent response.]

Decision: Cancelled, 6-0.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, FEBUARY 29, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On FEBUARY 29, 2012 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed "to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations."

1. Case#12-CMP-00018 Petworth Liquors, 3210 GEORGIA AVE NW Retailer A Retail - Liquor Store, License#: ABRA-072626

Decision: Staff Settlement.

2. Case#12-CC-00003 The Argonaut, 1433 H ST NE Retailer C Restaurant, License#: ABRA-072672

Decision: Sale to Minor Warning Letter.

3. Case#12-CC-00010 L'Enfant Cafe & Bar, 2000 18TH ST NW Retailer C Restaurant, License#: ABRA-060658

Decision: Sale to Minor Warning Letter.

4. Case#12-CC-00012 Ruby Tuesday's, 710 7TH ST NW Retailer C Restaurant, License#: ABRA-060143

Decision: Sale to Minor Warning Letter.

5. Case#12-CMP-00052 Potomac Wines And Spirits, 3100 M ST NW Retailer A Retail - Liquor Store, License#: ABRA-001926

Decision: Staff Settlement.

6. Case#12-CC-00013 Hotel Tabard Inn, 1739 N ST NW Retailer C Hotel, License#: ABRA-001445

Decision: Staff Settlement.

7. Case#12-251-00019 Remington's, 639 PENNSYLVANIA AVE SE Retailer C Nightclub, License#: ABRA-009238

Decision: Refer back to Enforcement.

8. Case#12-251-00028 Jr's Bar and Grill, 1519 17TH ST NW Retailer C Tavern, License#: ABRA-009267

Decision: No Further Action.

9. Case#12-251-00027 The Fireplace, 2161 P ST NW Retailer C Tavern, License#: ABRA-014419

Decision: No Further Action.

10. Case#12-251-00012 The Scene, 2221 ADAMS PL NE C Retailer C Multipurpose, License#: ABRA-078642

Decision: Refer back to Enforcement.

11. Case#12-CMP-00056 TruOrleans, 400 H ST NE Retailer C Restaurant, License#: ABRA-086210

Decision: Show Cause.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, FEBRUARY 29, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On February 29, 2012, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matter identified below. Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of this matter in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.

1. Case#12-CMP-00064 Souk Restaurant, 1208 H ST NE Retailer C Tavern, License#: ABRA-088675

Decision: Refer to OAG Criminal; Contested Fact Finding.

2. Case#11-CMP-00371 Bistro 18, 2420 - 2422 18TH ST NW Retailer C Restaurant, License#: ABRA-086876

Decision: Fact Finding scheduled for March 7, 2012 at 1:30 pm.

3. Case#11-PRO-00057 Chinatown Market, 521 H ST NW Retailer B Retail - Grocery, License#: ABRA-019616

Decision: FYI – Protest Report.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, FEBRUARY 29, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On February 29, 2012, the Alcoholic Beverage Control Board will hold an emergency closed meeting regarding the matter identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed for the following reasons: (1) To consult with an attorney to obtain legal advice; (2) To discuss and hear a report concerning alleged criminal or civil misconduct or violations of the law or regulations; and (3) To discuss and take action regarding specific methods and procedures to protect the public from substantial dangers to the public, and to receive briefings by staff members, legal counsel, or law enforcement concerning these methods and procedures.

1. Case#12-251-00065 Tabaq, 1336 U ST NW Retailer C Tavern, License#: ABRA-070707
Decision: Summary Suspension, 7-0.

ALCOHOLIC BEVERAGE CONTROL BOARD

BOARD ORDERS

**ON WEDNESDAY, FEBRUARY 29, 2012, THE BOARD REVIEWED AND APPROVED
THE FOLLOWING ORDERS:**

1. Order No.: 2012-079
Show Cause Order for The Griffin Group, LLC t/a Policy
License No.: ABRA-076804, Case No: 10-AUD-00014(a).